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Paper 8

Filed 2 December 2010

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

TAKESHI KAMEGAI, TOSHI IWATA,
TAKAYA YAMAMOTO, TERUYOSHI YANAGITA,
AND KOJI NAGAO,
Junior Party
(Patent 7,157,496),

v.

JAN WADSTEIN,
AND JAN REMMEREIT,
Senior Party
(Application No. 09/410,484),

Patent Interference No. 105,780
(Technology Center 1600)

Before JAMESON LEE, RICHARD TORCZON, and SALLY GARDNER LANE,
Administrative Patent Judges.

LANE, *Administrative Patent Judge.*

Judgment – Request for Adverse – Bd. R. 127(b)

On 01 December 2010, George Quillin, contacted the Board and spoke with Board paralegal Yolunda Townes. Mr. Quillin stated that he represented Kamegai and that Kamegai would not be contesting the interference. We construe Mr. Quillin's statements to

be a request for adverse judgment on behalf of Kamegai. Bd. R. 127(b).

Upon consideration of the record and for reasons given, it is

ORDERED that judgment on priority as to Count 1, the sole count of the interference, is entered against junior party Kamegai.

FURTHER ORDERED that claims 1-15 of Kamegai patent 7,157,496, which claims correspond to Count 1 (Paper 1 at 4), are CANCELLED, 35 U.S.C.

§135(a);

FURTHER ORDERED that the parties note the requirements of 35 U.S.C. §135(c) and Bd.R. 205;

FURTHER ORDERED that a copy of this judgment shall be entered into the administrative record of Wadstein application 09/410,484 and Kamegai patent 7,157,496; and

FURTHER ORDERED that the conference call scheduled for 16 December 2010 is CANCELLED.

cc (via electronic):

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